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On January 20, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Digi Hoover

#16/c  
23-04  
PATENT

Attorney Docket No.: 020460-001600US

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**JAN 28 2004**

**TECHNOLOGY CENTER R3700**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

SIRHAN, MOTASIM et al.

Application No.: 10/002,595

Filed: November 1, 2001

For: DELIVERY OF THERAPEUTIC  
CAPABLE AGENTS

Confirmation No.: 4760

Examiner: PHAN, HIEU

Art Unit: 3738

RESPONSE TO NOTICE OF NON-  
COMPLIANT AMENDMENT  
UNDER 37 CFR § 1.121

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment mailed December 29, 2003, please enter the complete listing of all claims which now include status identifiers for the above-identified application as follows:

**Amendments to the Claims (CORRECTED)** are reflected in the listing of claims which begins on page 2 of this paper.

**BEST AVAILABLE COPY**

3738  
PTO/SB/21 (08-03)

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/002,595
		Filing Date	November 1, 2001
		First Named Inventor	SIRHAN, MOTASIM
		Art Unit	3738
		Examiner Name	Phan, Hieu ✓
Total Number of Pages in This Submission		Attorney Docket Number	020460-001600US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Response to Notice of Non-Compliant Amendment; Return Postcard
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

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TECHNOLOGY CENTER #3700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual	Townsend and Townsend and Crew LLP Nena Bains	Reg. No. 47,400
Signature		
Date	1-20-04	

CERTIFICATE OF TRANSMISSION/MAILING			
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Typed or printed name	Gigi Hoover		
Signature		Date	January 20, 2004